



City of Rowlett
Special Meeting Minutes
City Council

4000 Main Street
P.O. Box 99
Rowlett, TX 75030-0099
www.rowlett.com

City of Rowlett City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 972-412-6109 or write PO Box 99, Rowlett, Texas, 75030-0099, at least 48 hours in advance of the meeting.

Monday, July 25, 2011

6:30 P.M.

Municipal Building – 4000 Main Street

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item herein.

The City of Rowlett reserves the right to reconvene, recess or realign the Regular Session or called Executive Session or order of business at any time prior to adjournment.

Present: Mayor-Elect Gottel, Councilmember Phillips, Councilmember Davis, Councilmember Pankratz and Councilmember-Elect Miller

Absent: Councilmember Kilgore and Councilmember Gallops

1. CALL TO ORDER

Mayor-Elect Gottel called the meeting to order at 6:30 p.m.

CONVENE INTO EXECUTIVE SESSION (6:30 P.M.)

The Executive Session will follow Item 3C so that the newly seated Councilmember will be able to participate.

The City Council convened into the Executive Session at 6:50 p.m.

2. EXECUTIVE SESSION

- 2A.** The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Legal Consultation with City Attorney) to consult with the City Attorney regarding the following pending lawsuit: United States of America and The State of Texas v. The City of Rowlett. (15 minutes)

This item followed Item 3C.

RECONVENE INTO OPEN SESSION

Reconvened into open session at 7:28 p.m.

A motion was made by Mayor Pro Tem Phillips, seconded by Councilmember Miller, to authorize the City Manager to execute a Settlement Agreement by and between the United States, the State of Texas and the City of Rowlett in the amount not to exceed \$85,000.00 and to execute any other documents related thereto. The motion carried by the following vote:

Ayes: 4 – Mayor Gottel, Mayor Pro Tem Phillips, Councilmember Davis and Councilmember Miller

Noes: 1 – Councilmember Pankratz

Absent: 2 – Deputy Mayor Pro Tem Kilgore and Councilmember Gallops

3. ITEMS FOR INDIVIDUAL CONSIDERATION

- 3A. Consider action to approve a resolution canvassing the votes to declare the results of the Special Election held Saturday, July 16, 2011 for Mayor and Councilmember Place Four.

Mayor-Elect Gottel read the item into the record.

City Secretary read the election results into the record.

REGISTERED VOTERS	BALLOTS CAST	% OF VOTERS
32,258	450	1.40%

That the following number of votes were cast for the following named candidate for the Office of Mayor, to-wit:

NAME	EARLY VOTING	ELECTION DAY	TOTAL VOTES	% OF VOTES
Todd Gottel	217	152	369	100.00%

It appearing that Todd Gottel received a majority of all votes cast for the office of Mayor, Todd Gottel is hereby declared to be elected to the Office of Mayor to complete the remaining portion of the unexpired term of office after qualifying.

That the following number of votes were cast for the following named candidates for the office of Councilmember Place Four to-wit:

NAME	EARLY VOTING	ELECTION DAY	TOTAL VOTES	% OF VOTES
Ron Miller	140	96	236	52.80%
Duane Fecher	10	8	18	4.03%
Arlan "Brownie" Sherrill	105	88	193	43.18%

It appearing that Ron Miller received a majority of all votes cast for the Office of Councilmember Place Four. Ron Miller is hereby declared to be elected to the office of Councilmember Place Four to complete the remaining portion of the unexpired term of office after qualifying.

A motion was made by Councilmember Phillips, seconded by Councilmember Pankratz, to approve appointing the item as read. This item was adopted as RES-086-11. The motion carried by the following vote:

Ayes: 4 – Mayor-Elect Gottel, Councilmember Phillips, Councilmember Davis and Councilmember Pankratz

Absent: 2 – Councilmember Kilgore and Councilmember Gallops

A short recess followed this item to swear in the newly elected officials.

Councilmember Miller took his seat at the dais.

- 3B.** Consider action to approve a resolution appointing a Mayor Pro Tem as prescribed in the City Charter.

Mayor Gottel read the item into the record.

A motion was made by Councilmember Davis, seconded by Councilmember Miller, to approve appointing Doug Phillips as Mayor Pro Tem. This item was adopted as RES-087-11. The motion carried by the following vote:

Ayes: 5 – Mayor Gottel, Councilmember Phillips, Councilmember Davis, Councilmember Pankratz and Councilmember Miller

Absent: 2 – Councilmember Kilgore and Councilmember Gallops

- 3C.** Consider action to approve a resolution appointing a Deputy Mayor Pro Tem as prescribed in the City Charter.

Mayor Gottel read the item into the record.

A motion was made by Councilmember Davis, seconded by Mayor Pro Tem Phillips, to approve appointing Chris Kilgore as Deputy Mayor Pro Tem. This item was adopted as RES-088-11. The motion carried by the following vote:

Ayes: 5 – Mayor Gottel, Mayor Pro Tem Phillips, Councilmember Davis, Councilmember Pankratz and Councilmember Miller

Absent: 2 – Councilmember Kilgore and Councilmember Gallops

Item 2A followed this item.

TAKE ANY NECESSARY OR APPROPRIATE ACTION ON CLOSED/EXECUTIVE SESSION MATTERS

Please see Item 2A for the action that followed the Executive Session.

4. ADJOURNMENT

Mayor Gottel adjourned the meeting at 7:29 p.m.



Todd W. Gottel, Mayor



Susie Quinn, City Secretary

Date Approved: August 2, 2011